

**MINUTES OF A MEETING OF
THE LEMON GROVE CITY COUNCIL**

August 4, 2015

The City Council also sits as the Lemon Grove Housing Authority, Lemon Grove Sanitation District Board, Lemon Grove Roadway Lighting District Board, and Lemon Grove Successor Agency

Call to Order

Members present: Mary Sessom, George Gastil, Jerry Jones, and Jennifer Mendoza.

Members absent: Racquel Vasquez.

City Staff present: Kathi Henry, Interim City Manager, Carol Dick, Development Services Director; Susan Garcia, City Clerk; James P. Lough, City Attorney; Mike James, Public Works Director; Lt. May, Sheriff's Department; Rick Sitta, Fire Chief; and Cathleen Till, Finance Director.

Mayor Sessom reported that Mayor Pro Tem Vasquez has an excused absence. Also, Councilmember Gastil will be late and moved Item No. 3 up on the agenda for discussion.

Public Comment

John L. Wood commented on recent traffic signal repair, the realignment project, the City Engineer position, and the methods used for the Chollas Creek clean-up.

Bob Jones commented on street repair in his neighborhood and the condition of Citronella Street.

1. Consent Calendar

A. Approval of City Council Minutes

July 7, 2015 Regular Meeting

B. Ratification of Payment Demands

C. Waive Full Text Reading of All Ordinances and Resolutions on the Agenda

D. Housing-Related Parks Program Grant Resolution Revision

E. City of Lemon Grove Amended Master Fee Schedule for Fiscal Year 2015-16

F. Change Order No. 1 for the Cured in Place Pipe Lining Project

Action: Motion by Councilmember Jones, seconded by Councilmember Mendoza, to approve the Consent Calendar passed, by the following vote:

Ayes: Sessom, Jones, Mendoza

Absent: Vasquez, Gastil

Resolution No. 2015-3354: Resolution of the City Council of the City of Lemon Grove, California Authorizing the Assumption of the Rights and Responsibilities under the Infill Infrastructure Grant (IIG) Program

Resolution No. 2015-3355: Resolution of the City Council of the City of Lemon Grove Updating the City of Lemon Grove Master Fee Schedule for Fiscal Year 2015-16

Resolution No. 2015-275: Resolution of the Lemon Grove Sanitation District Approving Change Order No. 1 for the Cured in Place Pipe Lining Project

3. Adoption of the City of Lemon Grove ADA Transition Plan

Carol Dick stated that the Americans with Disabilities Act (ADA) of 1990 is a civil rights statute that prohibits discrimination against people who have disabilities. Title II of the ADA specifically addresses the subject of making City services and facilities accessible to those with disabilities.

It is apparent through City records, that the City of Lemon Grove previously required and completed ADA improvements of City facilities and rights-of-ways through the Capital Improvement Program and new facility construction. These improvements are recognized and filed as ADA improvements, but are not systematically catalogued or tracked through a coordinated program.

The purpose of the Transition Plan is to provide a comprehensive and coordinated framework to ensure that the citizens of Lemon Grove have full access to City programs and facilities. The Transition Plan is required to be updated periodically until all accessibility barriers are removed.

Public Speaker(s)

There were no requests from the public to speak.

Action: Motion by Councilmember Jones, seconded by Councilmember Mendoza, to adopt the resolution passed, by the following vote:

Ayes: Sessom, Jones, Mendoza

Absent: Vasquez, Gastil

Resolution No. 2015-3356: Resolution of the Lemon Grove City Council Approving the City of Lemon Grove ADA Transition Plan

Councilmember Gastil joined the meeting.

2. Connect Main Street Project Concept

Carol Dick reported that the Main Street Promenade Extension Planning Project, now known as "Connect Main Street" is approximately two miles in length and encompasses existing right-of-way, utility easements and physical improvements from the existing Main Street Promenade to the south edge of Lemon Grove.

On January 21, 2014, the City Council selected citizen volunteers to participate as members of a Working Group. The Working Group originally consisted of five members and met over the last year and a half. The members are Helen Ofield, Marie Venable, James Davis, Richard Lee Cortopassi, and Roberta Cronquist although she resigned due to relocation.

City Departments were asked to review and comment on the project and most comments have been addressed. The Sheriff's Department recommended that lighting be included, however, the team was not in full agreement regarding park lighting.

Mike Singleton, KTU+A, provided a presentation of the proposed concept and features.

Councilmember Jones expressed concern for the proposed street closures of Mt. Vernon to San Miguel, the tip of Broadway, and the proposed one way segment of Main Street.

Public Speaker(s)

Bob Jones commented on the proposed street closures.

Action: Motion by Councilmember Jones, seconded by Councilmember Gastil, to accept the proposed concept and refer a General Plan Amendment to the Planning Commission or the Community Advisory Commission for a public hearing passed, by the following vote:

Ayes: Sessom, Gastil, Jones, Mendoza

Absent: Vasquez

4. Ordinance No. 430 – Amending Chapter 8.24, Section 12.20.355, and Section 17.08.030 of the Lemon Grove Municipal Code to Incorporate Electronic Smoking Regulation

James P. Lough reported that electronic smoking devices (“electronic cigarettes” or “e-cigarettes”) are battery powered devices which allow the user to inhale water vapor without producing fire, ash or carbon monoxide. They are designed to be “smoked” like tobacco products. The user exhales a cloud of vapor (“vaping”) that disperses chemicals, sometimes including nicotine, into the surrounding environment in a similar manner to tobacco smoke.

Currently, there is very little federal or state regulation or control of electronic smoking devices. Most laws currently relate to the use of tobacco or the smoke generated from traditional tobacco related products. Electronic smoking devices have not been widely studied but they contain a variety of chemicals and the dispersion of those chemicals in public places and workplaces have largely unknown health impacts.

The proposed ordinance is in three parts. Part One adopts a replacement chapter in the Lemon Grove Municipal Code for the current tobacco regulations. It follows the County of San Diego model for electronic smoking enforcement. It prevents electronic smoking in the same work places that the State prohibits tobacco smoking. Part Two adds language to the “no smoking” in parks section to include electronic smoking (“vaping”) devices. Part Three amends the subsection of the Zoning Code that defines a “smoking lounge” to allow electronic smoking products.

Public Speaker(s)

Lorenzo Higley, Community Action Service Advocacy, and Lynda Barbour, American Cancer Society, commented on electronic smoking devices. They asked that the proposed ordinance be amended under definitions.

After discussion, the City Council directed the City Attorney to further analyze the definitions within the ordinance with the County of San Diego Counsel.

Action: Motion by Councilmember Jones, seconded by Councilmember Gastil, to introduce Ordinance No. 430 as presented passed, by the following vote:

Ayes: Sessom, Gastil, Jones, Mendoza

Absent: Vasquez

Ordinance No. 430: An Ordinance of the City Council of the City of Lemon Grove, California Amending and Renaming Chapter 8.24 (Smoking in Public Areas: Electronic Smoking Devices); Amending Section 12.20.355 (Smoking in Public Parks); and Amending Part of Section 17.08.030 (Definitions: Smoking Lounge) of the Lemon Grove Municipal Code

5. CalPoly San Luis Obispo General Plan Update Project Proposal

Carol Dick reported that the City Council recently identified an update to the Lemon Grove General Plan as a priority goal and has begun funding this work program in the annual budget.

An opportunity to develop a portion of a General Plan Update was introduced to staff through Rose Kelly, a Planning Department Intern and Master's Candidate with CalPoly SLO. She suggested to her instructor, Professor Kelly Main, that Lemon Grove would be an ideal city for a Master's Studio project.

The Cal Poly SLO Master in City & Regional Planning (MCRP) degree program focuses on community-based studios that provide students a "real world" planning experience and an opportunity to make a difference in California communities. The students are arranged in teams and develop consultant-quality plans and documents. The program cost is \$15,000 that will cover travel, room and board for the students and faculty.

Ms. Dick noted that staff will move forward to form a focus group (or Community Advisory Commission) to assist with identifying the scope of work for an update.

The General Plan Update in this agreement is not expected to be formally adopted until and unless the associated technical studies and environmental analysis have been completed.

Public Speaker(s)

There were no requests from the public to speak.

Action: Motion by Councilmember Jones, seconded by Gastil, to adopt the resolution passed, by the following vote:

Ayes: Sessom, Gastil, Jones, Mendoza

Absent: Vasquez

Resolution No. 2015-3357: Resolution of the Lemon Grove City Council Approving the Calpoly San Luis Obispo General Plan Update Project Proposal

6. Designation of Voting Delegate for the League of California Cities Annual Conference Business Meeting

Mayor Sessom stated that the League of California Cities (League) is holding its annual conference from September 30 – October 2, 2015, in San Jose. In order to vote, the League requires cities to designate one voting delegate.

Action: Motion by Mayor Sessom, seconded by Councilmember Mendoza, to designate Councilmember Jones as the voting delegate passed, by the following vote:

Ayes: Sessom, Gastil, Mendoza

Noes: Jones

Absent: Vasquez

City Council Oral Comments and Reports on Meetings Attended at the Expense of the City. (GC 53232.3 (d))

Councilmember Mendoza attended Concert in the Park, HealZone, Buena Vista Mural project event, and a Heartland Communications meeting.

Councilmember Gastil reported on MTS, FACTSD, ECEDC, LOSSAN meetings, and the Buena Vista Mural project event, and a recreation party.

Mayor Sessom reported that Federal Aviation Administration is extending the public comment period for its Draft Environmental Assessment of the Southern California Metroplex project to September 8, 2015, which includes the corridors over Lemon Grove.

Adjournment

There being no further business to come before the City Council, Housing Authority, Sanitation District Board, Lemon Grove Roadway Lighting District Board, and the Lemon Grove Successor Agency the meeting was adjourned at 8:05 p.m.

Susan Garcia

Susan Garcia, City Clerk